COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231

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# 4

**DECISION ON** 

PETITION

UNDER 37 CFR 1.137(b)

In re Application of

Gary John Mackay JENKINS

Application No.: 09/890,671 : PCT No.: PCT/GB00/00326 :

Int. Filing Date: 04 February 2000

Priority Date: 06 February 1999

Attorney Docket No.: A1-1378

For: PACKAGING TRAY FORMED FROM

ABSORBANT MATERIAL

The petition to revive under 37 CFR 1.137(b) filed 08 February 2002 in the above-captioned application is hereby **GRANTED** as follows:

The appropriate petition fee as required by 37 CFR 1.17(m) has been submitted.

All of the requirements of 37 CFR 1.137(b) for revival have been submitted. Applicant's statement that "the entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional" meets the requirements under 37 CFR 1.137(b)(3) at the time of filing this petition.

A review of the application file reveals that a declaration of the inventor in compliance with 37 CFR 1.497 has not been filed.

Applicant's claim for priority is acknowledged. The request to revive the application abandoned under 35 U.S.C. 371(d) is granted as to the National stage in the United States of America.

The application is being forwarded to the United States Designated/Elected Office for further processing including the issuance of a Notification of Missing Requirements under 35 U.S.C. 371(c) and 37 CFR 1.495 (Form PCT/DO/ EO/905) to remind applicant to file an

oath or declaration of the inventor in compliance with 37 CFR 1.497 in order to avoid abandonment of the application as to the national stage in the United States.

Richard Cole

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